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CLOSED, SSD, CJRA_D, STAYED

**U.S. District Court
Southern District of Illinois CM/ECF System (East St. Louis)
CIVIL DOCKET FOR CASE #: 3:03-cv-00770-GPM**

FILED _____
LODGED _____
RECEIVED _____

Kenerley v. Templeton Funds Inc, et al
Assigned to: Chief Judge G. Patrick Murphy
Referred to: Mag Judge Philip M. Frazier
Demand: \$0
Lead Docket: None
Related Cases: None
Case in other court: None
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 11/19/03

APR 26 2004

Jury Demand: Both

Nature of Suit: 850

Securities/Commodities

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

DEPUTY

Jurisdiction: Federal Question

Plaintiff

— **David Kenerley, individually and on behalf of all others similarly situated**

represented by **Andrew S. Friedman**
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V.

Defendant

– Templeton Funds Inc

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Filing Date	#	Docket Text
11/19/2003	1	COMPLAINT (Summons issued) Filing fee pd \$150.00 receipt # 300 93354 (jmp) (Entered: 11/25/2003)
11/19/2003		Magistrate identification: Mag/Judge Philip M. Frazier (jmp) (Entered: 11/25/2003)
12/03/2003		PHV LETTER to Francis J. Balint Jr., Andrew S. Friedman, William J. Doyle II, Susan Collyer, Timothy Blood and John J. Stoia Jr (jmp) (Entered: 12/03/2003)
12/05/2003	2	MOTION by defendants Templeton Funds Inc, Templeton Global Adv for attorney Anthony Zaccaria to appear pro hac vice (js) (Entered: 12/13/2003)
12/05/2003	3	ORDER (NGJ/tjh) granting motion for attorney Anthony Zaccaria to appear pro hac vice [2-1] on behalf of defendants; filing fee of \$100.00 paid, receipt #300 93002 (cc: all counsel) (js) (Entered: 12/13/2003)

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12/05/2003	4	MOTION by defendant Templeton Funds Inc, defendant Templeton Global Adv for attorney Edward T. McDermott to appear pro hac vice (js) (Entered: 12/13/2003)
12/05/2003	5	ORDER (NGJ/trb) granting motion for attorney Edward T. McDermott to appear pro hac vice [4-1]; filing fee of \$100.00 paid, receipt #300 93002 (cc: all counsel) (js) (Entered: 12/13/2003)
12/05/2003	6	MOTION by defendant Templeton Funds Inc, defendant Templeton Global Adv for attorney Martin I. Kaminsky to appear pro hac vice (js) (Entered: 12/13/2003)
12/05/2003	7	ORDER (NJG/tjh) granting motion for attorney Martin I. Kaminsky to appear pro hac vice [6-1]; filing fee of \$100.00, receipt #300 93002 (cc: all counsel) (js) (Entered: 12/13/2003)
12/05/2003	8	MOTION by defendants Templeton Funds Inc, Templeton Global Adv for attorney Daniel A. Pollack to appear pro hac vice (js) (Entered: 12/13/2003)
12/05/2003	9	ORDER (NGJ/trb) granting motion for attorney Daniel A. Pollack to appear pro hac vice [8-1]; filing fee of \$100.00 paid, receipt #300 93002 (cc: all counsel) (js) (Entered: 12/13/2003)
12/05/2003	10	MOTION by Templeton Funds Inc, Templeton Global Adv to extend time to answer or otherwise respond to plaintiff's complaint up to and including 01/21/04 (js) (Entered: 12/13/2003)
12/09/2003		RETURN OF SERVICE executed upon defendant Templeton Global Adv on 11/25/03 (js) (Entered: 12/09/2003)
12/09/2003		RETURN OF SERVICE executed upon defendant Templeton Funds Inc on 11/25/03 (js) (Entered: 12/09/2003)
12/11/2003	11	ORDER by Chief Judge G. P. Murphy granting motion to extend time to answer or otherwise respond to plaintiff's complaint up to and including 01/21/04 [10-1] (cc: all counsel) (js) (Entered: 12/22/2003)
12/13/2003		DOCUMENT NUMBER 10 SENT to Benton will actually leave ESL on 12/15/03 (js) Modified on 12/13/2003 (Entered: 12/13/2003)
12/16/2003		DOCUMENT NUMBER 10 RECEIVED from ESL (jep) (Entered: 12/16/2003)
01/16/2004	<u>12</u>	MOTION for Extension of Time to File Answer Or Otherwise

		Respond to Complaint by Templeton Funds Inc, Templeton Global Advisors Limited. (js,) (Entered: 01/19/2004)
01/16/2004	● <u>13</u>	ORDER granting <u>12</u> Motion for Extension of Time to Answer or Otherwise Respond to Complaint to and including 01/21/04. (NGJ/trb) on 01/16/04. (js,) (Entered: 01/19/2004)
01/23/2004	● <u>14</u>	Joint MOTION for Extension of Time <i>to Answer or Otherwise Respond to Complaint</i> by Templeton Funds Inc, Templeton Global Advisors Limited. (Gundlach, Frank) (Entered: 01/23/2004)
01/27/2004	● <u>15</u>	CJRA TRACK D assigned: Jury Trial set for presumptive month of 8/2005 in East St. Louis Court House before Chief Judge G. Patrick Murphy. Signed by Judge G. Patrick Murphy on 1/27/04. (lmc,) (Entered: 01/27/2004)
01/28/2004	● <u>16</u>	ANSWER to Complaint by Templeton Funds Inc, Templeton Global Advisors Limited.(Gundlach, Frank) (Entered: 01/28/2004)
01/29/2004	● <u>17</u>	NOTICE of Scheduling and Discovery Conference: Scheduling/Discovery Conference set for 3/8/2004 11:00 AM before Mag Judge Philip M. Frazier, via telephone conference call. Counsel for plaintiff responsible for placing the call. (krm) (Entered: 01/29/2004)
01/29/2004	● <u>18</u>	ORDER REGARDING DISCOVERY. Signed by Judge Philip M. Frazier on 01/29/2004. (krm) (Entered: 01/29/2004)
02/03/2004	● <u>19</u>	MOTION to Dismiss <i>the Complaint</i> by Templeton Funds Inc, Templeton Global Advisors Limited. Responses due by 3/4/2004 (Gundlach, Frank) (Entered: 02/03/2004)
02/03/2004	● <u>20</u>	MEMORANDUM in Support re <u>19</u> MOTION to Dismiss <i>the Complaint</i> filed by Templeton Funds Inc, Templeton Global Advisors Limited. (Gundlach, Frank) (Entered: 02/03/2004)
02/17/2004	● <u>21</u>	ORDER granting <u>14</u> Motion for Extension of Time . Signed by Judge Philip M. Frazier on 2/17/04. (kls,) (Entered: 02/17/2004)
02/23/2004	● <u>22</u>	ORDER Setting Hearing on <u>19</u> MOTION to Dismiss the Complaint. Motion Hearing set for 3/22/2004 at 01:30 PM in East St. Louis Court House before Chief Judge G. Patrick Murphy. Signed by Judge G. Patrick Murphy on 2/23/04. (lmc) (Entered: 02/23/2004)
03/04/2004	● <u>23</u>	RESPONSE in Opposition re <u>19</u> MOTION to Dismiss <i>the Complaint</i>

		filed by David Kenerley. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> # <u>4</u>)(Barash, Eugene) (Entered: 03/04/2004)
03/18/2004	<u>24</u>	ORDER STAYING CASE. Hearing set 3/22/04 is CANCELLED. Signed by Judge G. Patrick Murphy on 3/18/04. (lmc) (Entered: 03/18/2004)
04/02/2004	<u>25</u>	MOTION to Lift Stay <i>for Limited Purpose</i> by Templeton Funds Inc, Templeton Global Advisors Limited. (Attachments: # <u>1</u> Exhibit A)(Gundlach, Frank) (Entered: 04/02/2004)
04/02/2004	<u>26</u>	Docket entries STRICKEN as ordered by the Court. MOTION to Transfer Case by Templeton Funds Inc, Templeton Global Advisors Limited. (Gundlach, Frank) Additional attachment(s) added on 4/5/2004 (js,). Modified on 4/5/2004 (js,). (Entered: 04/02/2004)
04/02/2004	<u>27</u>	Docket entries STRICKEN as ordered by the Court. MEMORANDUM in Support re <u>26</u> MOTION to Transfer Case filed by Templeton Funds Inc, Templeton Global Advisors Limited. (Attachments: # <u>1</u> Appendix A# <u>2</u> Appendix B)(Gundlach, Frank) Appendix A rec'd by Clerk's Office on 4/2/04 Modified on 4/2/2004 (jmp). Additional attachment(s) added on 4/5/2004 (js,). (Entered: 04/02/2004)
04/05/2004	<u>28</u>	NOTICE OF ERRORS AND/OR DEFICIENCIES re <u>26</u> Motion to Transfer Case filed by Templeton Global Advisors Limited, Templeton Funds Inc, <u>27</u> Memorandum in Support of Motion, filed by Templeton Global Advisors Limited, Templeton Funds Inc. See attached document for specifics (js,) (Entered: 04/05/2004)
04/05/2004	<u>29</u>	RESPONSE in Opposition re <u>25</u> MOTION to Lift Stay <i>for Limited Purpose</i> filed by David Kenerley. (Attachments: # <u>1</u> Exhibit # <u>2</u>)(Barash, Eugene) (Entered: 04/05/2004)
04/21/2004	<u>30</u>	Clerk's Entry: Motions No Longer Referred to Mag Judge Frazier <u>25</u> MOTION to Lift Stay for Limited Purpose, <u>26</u> (stricken) MOTION to Transfer Case. (krm) (Entered: 04/21/2004)
04/21/2004	<u>30</u>	CONDITIONAL TRANSFER ORDER re MDL Docket #1586: Case transferred to District of Maryland. (myz) (Entered: 04/22/2004)